IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7140 of 1985

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

H N JOSHI

Versus

CHIEF GENERAL MANAGER

Appearance:

1. Special Civil Application No. 7140 of 1985

MR GIRISH PATEL for Petitioner No. 1

MR PRANAV G DESAI for Respondent No. 1-2

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 20/07/2004

ORAL JUDGEMENT

1.0. Mr. Manoj Shrimali for Mr. Girish Patel learned advocate for the petitioner states that the original petitioner has expired in the year 1997 and the legal

heirs of the original petitioner are not interested in the proceeding further with the matter.

2.0. In view of the above statement, the petition does not survive and it is dismissed. Rule is discharged with no order as to costs. Interim relief granted earlier stands vacated.

However, it is made clear that the respondent Bank will not effect any recovery from the legal heirs of the original petitioner.

[K.S. JHAVERI, J.]

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